

California Horse Racing Board

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**REPORT OF THE BOARD OF STEWARDS
Pacific Racing Association**

Golden Gate Fields, Berkeley, California

TO THE CALIFORNIA HORSE RACING BOARD

Honorable Gavin C. Newsom, Governor

Honorable Madeline Auerbach, Vice Chairman

Honorable Dennis V. Alfieri, Member

Honorable Gregory L. Ferraro, Member

Honorable Oscar Gonzales, Member

Honorable Fred Maas, Member

Honorable Wendy Mitchell Member

Honorable Alex Solis, Member

Rick Baedeker, Executive Director

Jacqueline Wagner, Assistant Executive Director

John McDonough, Chief Counsel

Darrel McHargue, Chief Steward

Report for the Week of Wednesday, October 23, 2019 Through Sunday, October 27, 2019**WEDNESDAY**

10/23/19¹

ENTRIES FOR SATURDAY

Steward **John Herbuveaux** was on duty to handle any and all issues relating to entries.

THURSDAY

10/24/19¹

FIERROS COMPLAINTS CASE 19GG0130 AND 19GG0140

Case 19GG0130 stemmed around a two-fold complaint against **Mr. Fierros**. First charge was for an altercation on **May 28** of this year based on a report from **Golden Gate Security**. The second charge was generated from a urine test taken from **Mr. Fierros** which was positive for **Marijuana** and **Methamphetamine**.

A hearing was convened to address the above issues. Testimony was taken from Security Guards **James Fitch** and **Camillo Lopez**. Testimony was also taken from groom **Alfonso Reyes** (supposedly assaulted) and the accused **Salvador Fierros**.

The alleged assault was not witnessed by anyone and both parties said the other started the altercation which evidently consisted of one punch by each.

Mr. Fierros admitted to using **Methamphetamine** and smoking **Marijuana**. **Mr. Fierros** was suspended in **2017** for a similar violation. All relevant evidence was placed on the record and the hearing closed.

Case 19GG0140 arose from a search of **Mr. Fierros** tack room on **September 27, 2019** in which 91.6 grams of **Marijuana** were located and confiscated.

A hearing was opened with **Mr. Fierros** the only one testifying. He admitted the **Marijuana** was his which shortened the hearing considerably. All relevant evidence was moved into the record and the hearing closed.

It should be noted that Assistant Chaplain **Rob Cochrane** aided in interpreting for grooms **Fierros** and **Reyes** in both hearings. Decision to follow.

10/24/19²

PROGRAM SCRATCHES

2ND #1 **Toni Ann's Miracle** – (Tr. **Blaine Wright**) Sick – Dr. Sporer – Refund \$ 422.66

4TH #9 **Musical Chatter** – (Tr. **William Delia**) Sick – Dr. Sporer – Refund \$ 376.94

5TH #2 **Emma Named Me** – (Tr. **Isidro Tamayo**) Sick – Dr. Sporer – Refund \$ 367.47

10/24/19³

CALM AFTERNOON

This afternoons racing was conducted without incident.

10/24/19⁴

DAILY ATTENDANCE & HANDLE

NCOT	788	\$273,622.00
GG	341	\$103,717.80
OUT OF STATE	n/a	\$1,010,239.69
TOTAL	1,129	\$1,387,579.49

FRIDAY

10/25/19¹

VETERINARIAN REPLACEMENT

Veterinarian **Kathy Jones** is filling in for State Veterinarian **Forrest Franklin** who is on vacation. **Ms. Jones** normally works at the **Harness Meeting** in **Sacramento**.

10/25/19²

2ND RACE CLAIM VOIDED

The claim submitted by **Frank Lucarelli** for the gelding **Mr. Q** was deemed void after State Veterinarian **Kathy Jones** reported him lame in the right front. **Mr. Q** was returned to the barn of Trainer **Isidro Tamayo**.

10/25/19³

7TH RACE INQUIRY/ACCIDENT – NO CHANGE

The Inquiry sign was posted to review the reason that Jockey **Heribert Martinez** was unseated from his mount #10 "**Take The Field**". After reviewing all angles, it was determined that **Mr. Martinez** lost his balance when his mount veered inward, while trying to correct he fell off with no other horses or riders involved. No Change. Jockey **Martinez** was transported to the hospital for precautionary x-rays of his neck.

10/25/19⁴

MARTINEZ REPLACEMENTS

Jockey **Heribert Martinez** was replaced as follows:

8TH - **Pedro Flores**

9TH – **Chester Bonnet**

10/25/19⁵

PROGRAM SCRATCHES

3RD Race: #6 **Stormy Charmant** – (Tr. **Clifford DeLima**) Full Field–Stewards–Refund \$ 576.53

#7 **Stretch Run** – (Tr. **William Delia**) Full field – Stewards – Refund \$ See Above

4TH Race: #7 **Pacific Strike** – (Tr. **Jonathan Wong**) Sick – Dr. Christin – Refund \$ 290.21

5TH Race: #2 **Out OfThe Ordinary** – (**Felix Rondan**) Unsound – Dr. Sporer – Refund \$ 236.14

9TH Race: #8 – **Galaxy Master** – (Tr. **D. Wayne Baker**) Injured – Dr. Sporer – Refund \$ 325.02

10/25/19⁶

DAILY ATTENDANCE & HANDLE

NCOT	1,050	\$412,294.46
GG	513	\$153,250.20
OUT OF STATE	n/a	\$1,209,964.46
TOTAL	1,563	\$1,775,509.12

SATURDAY
10/26/19¹

FIERROS RULING

Ruling # 4

Groom **Salvador Z. Fierros** is hereby suspended for the term of his license (through May 31, 2020 inclusive) with the recommendation of the Stewards that he not be relicensed, pursuant to California Horse Racing Board rule #1900 (Grounds for Suspension or Revocation), for violation of California Horse Racing Board rules #1489 (a) (8) (Grounds for Denial or Refusal of License- Use of Methamphetamine, Second Offense), #1874 (Disorderly Conduct) and #1890 (a) (Possession of Contraband- Marijuana).

Should **Mr. Fierros** be considered for relicensing he must show evidence of completion of an in- house rehabilitation program acceptable to the **Board of Stewards**, sign a contract with the **Winners Foundation** and remain on a testing agreement with the **California Horse Racing Board** as long as he is licensed. During the term of suspension all licenses and license privileges of **Mr. Fierros** are suspended and pursuant to California Horse Racing Board rule #1528 (Jurisdiction of Stewards to Fine or Suspend) he is denied access to all premises in this jurisdiction.

The above Ruling was issued after **Fierros** appeared with Assistant Chaplain **Rob Cochrane** and his employer Trainer **Jack Steiner**. He was given our reasons for the suspension and advice for rehabilitation through contact with the **Winners Foundation**.

10/26/19²

6TH RACE OBJECTION – NO CHANGE

Jockey **Kyle Frey** aboard 4TH place finisher #6 **Kynance** lodged a claim of foul against #7 **Mybluebell** (3RD, **Irving Orozco**) for alleged interference going into the first turn of this mile event. Although **Mr. Frey** checks slightly between #3 **The Spiral Jetter (Juan Hernandez)** and #7 **Mybluebell** no interference was detected, and the original order of finish was confirmed.

10/26/19³

VOIDED CLAIMS – 5TH RACE

The claim #1 **Kerri's Choice** was deemed void after State Veterinarian **Kathy Jones** reported him unsound on the right front. "**Kerri's Choice**" was returned to the barn of **Jonathan Wong**. The Claim submitted by Trainer **Frank Lucarelli** for the gelding #5 **Easy Game** was deemed void after State Veterinarian **Kathy Jones** reported him unsound in the right front. "**Easy Game**" was returned to the barn of **Victor Trujillo**.

10/26/19⁴

7TH RACE INQUIRY – NO CHANGE

The inquiry sign was posted to review the stretch run near the eighth pole concerning fourth place finisher #2 **No Cover Charge (Julien Couton)** and fifth place finisher #1 **Shanghai Keely (Irving Orozco)**. After review and talking to the riders no change was ordered. Replays show that **Orozco** and #1 were searching for an opening between the rail and #2. When the opening did not present itself, **Orozco** had to check his mount and alter course to the outside of #2. No blame could be placed exclusively on #2 for the incident.

10/26/19⁵

DAILY ATTENDANCE & HANDLE

NCOT	9176	\$3,383,252.10
GG	7213	\$1,466,386.52
OUT OF STATE	n/a	\$8,815,207.28
TOTAL	16,389	\$13,664,845.90

SUNDAY
10/27/19¹

SELVESTER RULING

Ruling # 5

Trainer **J.C. Selvester**, who started the horse **Missionelle**, second place finisher, in the seventh race at the **Humboldt County Fair (Ferndale)** on **August 24, 2019**, is fined the sum of **five hundred dollars (\$500.00)***, pursuant to California Horse Racing Board rule **#1887** (Trainer or Owner to Insure Condition of Horse) for violation of California Horse

Racing Board rule **#1843** (a) & (d) (Medication, Drugs and Other Substances- **Flunixin** [Class 4]). The above Ruling was issued after **Mr. Selvester** appeared for his hearing concerning the presence of **Flunixin (Banamine)** in the post-race blood sample taken from his horse "**Missionelle**" at the **Humboldt County Fair**. **Mr. Selvester** stated that he used **Banamine** paste and it may not have metabolized in time. **Dr. Franklin** confirmed that **Banamine** paste or any oral **NSAID** should not be given for **seven** days prior to race day.

10/27/19²

3/8 CAMERA DELAY

Due to high winds the normal **camera operator** for the **3/8** tower refused to go up in the tower for alleged safety concerns. Pegasus employee **Frank Matthews** took it upon himself to climb the tower. It ended up being a five-minute delay for the first post. There were no further delays.

10/27/19³

PROGRAM CHANGES

3RD Race: #5 **Lis La Victoire** – (Tr. **Jesus Ramos**) Injured Dr. Sporer – Refund \$ 308.08

8TH Race: #7 **Dance Costume**–(Tr.**Yakteen**)Sick Gate(Cough)–Dr.Sporer Refund \$ 18,982.06

10/27/19⁴

DAILY ATTENDANCE & HANDLE

NCOT	1,378	\$453,259.83
GG	1,767	\$331,379.80
OUT of STATE	n/a	\$1,926,607.11
TOTAL	3,145	\$2,711,246.74

VETERINARIAN RECOMMENDED SCRATCHES

Date	Race	No.	Horse	Trainer	Reason	Vet	Refund
24-Oct.	2	1	Toni Ann's Miracle	B. Wright	Sick	Dr. Sporer	\$ 422.66
24-Oct.	4	9	Musical Chatter	W. Delia	Sick	Dr. Sporer	\$ 376.94
24-Oct.	5	2	Emma Named Me	I. Tamayo	Sick	Dr. Sporer	\$ 367.47
25-Oct.	4	7	Pacific Strike	J. Wong	Sick	Dr. Christin	\$ 290.21
25-Oct.	5	2	Out OfThe Ordinary	F. Rondan	Unsound	Dr. Sporer	\$ 236.14
25-Oct	9	8	Galaxy Master	D.W. Baker	Injured	Dr. Sporer	\$ 325.02
27-Oct	3	5	Lis La Victoire	J. Ramos	Injured	Dr. Sporer	\$ 308.08
27-Oct	8	7	Dance Costume	T. Yakteen	Sick	Dr. Sporer	\$ 18,982.06

		Thurs 10/24	Fri 10/25	Sat 10/26	Sun 10/27	Week	Meet
Accidents		0	1	0	0	1	2
Cal-Bred Races		0	0	0	0	0	2
Claims		0	2	2	2	6	10
Disqualification		0	0	0	0	0	1
Inquiries		0	1	2	0	3	6
Refunds		6	8	4	2	20	39
Rulings		0	0	1	1	2	5
Voided Claims		0	1	2	2	5	5

WM/DD